

Senate File 551 - Introduced

SENATE FILE _____
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1305)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations involving state
2 government, by providing for agriculture, natural resources,
3 and environmental protection.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

5 TLSB 1127SV 82

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1 1 DIVISION I
1 2 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
1 3 GENERAL APPROPRIATIONS
1 4 Section 1. GENERAL FUND == DEPARTMENT. There is
1 5 appropriated from the general fund of the state to the
1 6 department of agriculture and land stewardship for the fiscal
1 7 year beginning July 1, 2007, and ending June 30, 2008, the
1 8 following amount, or so much thereof as is necessary, to be
1 9 used for the purposes designated:
1 10 For purposes of supporting the department, including its
1 11 divisions, for administration, regulation, and programs, for
1 12 salaries, support, maintenance, miscellaneous purposes, and
1 13 for not more than the following full-time equivalent
1 14 positions:
1 15 \$ 18,384,862
1 16 FTEs 444.6
1 17 DESIGNATED APPROPRIATIONS == ANIMAL HUSBANDRY
1 18 Sec. 2. GENERAL FUND == CHRONIC WASTING DISEASE CONTROL
1 19 PROGRAM. There is appropriated from the general fund of the
1 20 state to the department of agriculture and land stewardship
1 21 for the fiscal year beginning July 1, 2007, and ending June
1 22 30, 2008, the following amount, or so much thereof as is
1 23 necessary, to be used for the purposes designated:
1 24 For purposes of administering a chronic wasting disease
1 25 control program for the control of chronic wasting disease
1 26 which threatens farm deer as provided in chapter 170,
1 27 including for salaries, support, maintenance, and
1 28 miscellaneous purposes:
1 29 \$ 100,000
1 30 The program may include procedures for the inspection and
1 31 testing of farm deer, responses to reported cases of chronic
1 32 wasting disease, and methods to ensure that owners of farm
1 33 deer may engage in the movement and sale of farm deer.
1 34 Sec. 3. HORSE AND DOG RACING. There is appropriated from
1 35 the moneys available under section 99D.13 to the department of
2 1 agriculture and land stewardship for the fiscal year beginning
2 2 July 1, 2007, and ending June 30, 2008, the following amount,
2 3 or so much thereof as is necessary, to be used for the
2 4 purposes designated:
2 5 For purposes of supporting the department's administration
2 6 and enforcement of horse and dog racing law pursuant to
2 7 section 99D.22, including for salaries, support, maintenance,
2 8 and miscellaneous purposes:
2 9 \$ 305,516
2 10 Sec. 4. GENERAL FUND == DAIRY PRODUCTS CONTROL. There is
2 11 appropriated from the general fund of the state to the
2 12 department of agriculture and land stewardship for the fiscal
2 13 year beginning July 1, 2007, and ending June 30, 2008, the
2 14 following amount, or so much thereof as is necessary, to be
2 15 used for the purposes designated:
2 16 For purposes of supporting the operations of the dairy
2 17 products control bureau, including for salaries, support,

2 18 maintenance, and miscellaneous purposes:
 2 19 \$ 951,666
 2 20 Sec. 5. GENERAL FUND == AVIAN INFLUENZA CONTROL. There is
 2 21 appropriated from the general fund of the state to the
 2 22 department of agriculture and land stewardship for the fiscal
 2 23 year beginning July 1, 2007, and ending June 30, 2008, the
 2 24 following amount, or so much thereof as is necessary, to be
 2 25 used for the purpose designated:
 2 26 For purposes of controlling avian influenza by conducting
 2 27 testing and monitoring:
 2 28 \$ 50,000
 2 29 Notwithstanding section 8.33, moneys appropriated in this
 2 30 section that remain unencumbered or unobligated at the close
 2 31 of the fiscal year shall not revert but shall remain available
 2 32 to be used for the continued testing and monitoring of avian
 2 33 influenza.
 2 34 DESIGNATED APPROPRIATION == PLANT PROTECTION AND
 2 35 CROP PRODUCTION
 3 1 Sec. 6. GENERAL FUND == APIARY LAW. There is appropriated
 3 2 from the general fund of the state to the department of
 3 3 agriculture and land stewardship for the fiscal year beginning
 3 4 July 1, 2007, and ending June 30, 2008, the following amount,
 3 5 or so much thereof as is necessary, to be used for the
 3 6 purposes designated:
 3 7 For purposes of administering and enforcing apiary law as
 3 8 provided in chapter 160, including for salaries, support,
 3 9 maintenance, and miscellaneous purposes:
 3 10 \$ 40,000
 3 11 Sec. 7. GYPSY MOTH CONTROL. There is appropriated from
 3 12 the general fund of the state to the department of agriculture
 3 13 and land stewardship for the fiscal year beginning July 1,
 3 14 2007, and ending June 30, 2008, the following amount, or so
 3 15 much thereof as is necessary, to be used for the purposes
 3 16 designated:
 3 17 For the control of the pest commonly referred to as the
 3 18 gypsy moth, including but not limited to the detection,
 3 19 surveillance, and eradication of the gypsy moth:
 3 20 \$ 50,000
 3 21 Sec. 8. EMERALD ASH BORER PUBLIC AWARENESS PROJECT. There
 3 22 is appropriated from the general fund of the state to the
 3 23 department of agriculture and land stewardship for the fiscal
 3 24 year beginning July 1, 2007, and ending June 30, 2008, the
 3 25 following amount, or so much thereof as is necessary, to be
 3 26 used for the purposes designated:
 3 27 For the support of a public awareness project to inform
 3 28 persons regarding the presence and danger of the pest commonly
 3 29 known as the emerald ash borer:
 3 30 \$ 50,000
 3 31 Sec. 9. GENERAL FUND == SOIL AND WATER CONSERVATION
 3 32 DISTRICTS. There is appropriated from the general fund of the
 3 33 state to the department of agriculture and land stewardship
 3 34 for the fiscal year beginning July 1, 2007, and ending June
 3 35 30, 2008, the following amount, or so much thereof as is
 4 1 necessary, to be used for the purposes designated:
 4 2 For purposes of reimbursing commissioners of soil and water
 4 3 conservation districts for administrative expenses including
 4 4 but not limited to travel expenses, technical training, and
 4 5 professional dues:
 4 6 \$ 250,000
 4 7 A soil and water conservation district receiving moneys
 4 8 from an allocation provided pursuant to this section shall
 4 9 submit a report to the soil conservation division of the
 4 10 department of agriculture and land stewardship by July 1,
 4 11 2008, accounting for moneys which have been expended or
 4 12 unexpended or which have been obligated or encumbered. The
 4 13 report shall state how the moneys were used.
 4 14 DESIGNATED APPROPRIATIONS == FOOD MARKETING AND SECURITY
 4 15 Sec. 10. GENERAL FUND == SENIOR FARMERS MARKET NUTRITION
 4 16 PROGRAM. There is appropriated from the general fund of the
 4 17 state to the department of agriculture and land stewardship
 4 18 for the fiscal year beginning July 1, 2007, and ending June
 4 19 30, 2008, the following amount, or so much thereof as is
 4 20 necessary, to be used for the purposes designated:
 4 21 For purposes of administering a senior farmers market
 4 22 nutrition program, including salaries, support, maintenance,
 4 23 and miscellaneous purposes:
 4 24 \$ 77,000
 4 25 Sec. 11. EMERGENCY VETERINARIAN RAPID RESPONSE SERVICES
 4 26 PROGRAM. There is appropriated from the general fund of the
 4 27 state to the department of agriculture and land stewardship
 4 28 for the fiscal year beginning July 1, 2007, and ending June

4 29 30, 2008, the following amount, or so much thereof as is
4 30 necessary, to be used for the purposes designated:
4 31 For purposes of supporting veterinary emergency
4 32 preparedness and response services necessary to prevent or
4 33 control a serious threat to the public health, public safety,
4 34 or the state's economy caused by the transmission of disease
4 35 among livestock or agricultural animals, including as provided
5 1 in section 163.3A:

5 2 \$ 130,000

5 3 Sec. 12. ORGANIC AGRICULTURAL PRODUCTS. There is
5 4 appropriated from the general fund of the state to the
5 5 department of agriculture and land stewardship for the fiscal
5 6 year beginning July 1, 2007, and ending June 30, 2008, the
5 7 following amount, or so much thereof as is necessary, to be
5 8 used for the purposes designated:

5 9 For purposes of supporting the department's regulation and
5 10 promotion of organic agricultural products as provided in
5 11 chapter 190C, including salaries, support, maintenance,
5 12 miscellaneous purposes, and for not more than the following
5 13 full-time equivalent positions:

5 14 \$ 54,671
5 15 FTEs 1.00

5 16 DIVISION II
5 17 DEPARTMENT OF NATURAL RESOURCES
5 18 GENERAL APPROPRIATIONS

5 19 Sec. 13. GENERAL FUND == DEPARTMENT. There is
5 20 appropriated from the general fund of the state to the
5 21 department of natural resources for the fiscal year beginning
5 22 July 1, 2007, and ending June 30, 2008, the following amount,
5 23 or so much thereof as is necessary, to be used for the
5 24 purposes designated:

5 25 For purposes of supporting the department, including its
5 26 divisions, for administration, regulation, and programs, for
5 27 salaries, support, maintenance, miscellaneous purposes, and
5 28 for not more than the following full-time equivalent
5 29 positions:

5 30 \$ 19,137,968
5 31 FTEs 1,143.43

5 32 Sec. 14. STATE FISH AND GAME PROTECTION FUND == DIVISION
5 33 OF FISH AND WILDLIFE.

5 34 1. a. There is appropriated from the state fish and game
5 35 protection fund to the department of natural resources for the
6 1 fiscal year beginning July 1, 2007, and ending June 30, 2008,
6 2 the following amount, or so much thereof as is necessary, to
6 3 be used for the purposes designated:

6 4 For purposes of supporting the division of fish and
6 5 wildlife, including for administration, regulation, and
6 6 programs, and for salaries, support, maintenance, equipment,
6 7 and miscellaneous purposes:
6 8 \$ 36,371,314

6 9 b. Notwithstanding section 455A.10, the department may use
6 10 the unappropriated balance remaining in the state fish and
6 11 game protection fund to provide for the funding of health and
6 12 life insurance premium payments from unused sick leave
6 13 balances of conservation peace officers employed in a
6 14 protection occupation who retire, pursuant to section 97B.49B.

6 15 2. The department shall not expend more moneys from the
6 16 state fish and game protection fund than provided in this
6 17 section, unless the expenditure derives from contributions
6 18 made by a private entity, or a grant or moneys received from
6 19 the federal government, and is approved by the natural
6 20 resource commission. The department of natural resources
6 21 shall promptly notify the legislative services agency and the
6 22 chairpersons and ranking members of the joint appropriations
6 23 subcommittee on agriculture and natural resources concerning
6 24 the commission's approval.

6 25 Sec. 15. GROUNDWATER PROTECTION FUND == WATER QUALITY.
6 26 There is appropriated from the groundwater protection fund
6 27 created in section 455E.11 to the department of natural
6 28 resources for the fiscal year beginning July 1, 2007, and
6 29 ending June 30, 2008, from those moneys which are not
6 30 allocated pursuant to that section, the following amount, or
6 31 so much thereof as is necessary, to be used for the purposes
6 32 designated:

6 33 For purposes of supporting the department's protection of
6 34 the state's groundwater, including for administration,
6 35 regulation, and programs, and for salaries, support,
7 1 maintenance, equipment, and miscellaneous purposes:
7 2 \$ 3,455,832

7 3 Sec. 16. NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM
7 4 PERMIT FUND. There is appropriated from the national

7 5 pollutant discharge elimination system permit fund created in
 7 6 section 455B.196 to the department of natural resources for
 7 7 the fiscal year beginning July 1, 2007, and ending June 30,
 7 8 2008, the following amount, or so much thereof as is
 7 9 necessary, to be used for the purposes designated:
 7 10 For purposes of expediting the department's processing of
 7 11 national pollutant discharge elimination system applications
 7 12 and the issuance of permits, including salaries, support,
 7 13 maintenance, and miscellaneous purposes:
 7 14 \$ 700,000
 7 15 DESIGNATED APPROPRIATIONS == MISCELLANEOUS
 7 16 Sec. 17. SPECIAL SNOWMOBILE FUND == SNOWMOBILE PROGRAM.
 7 17 There is transferred on July 1, 2007, from the fees required
 7 18 to be deposited in the special snowmobile fund under section
 7 19 321G.7 to the fish and game protection fund and appropriated
 7 20 to the department of natural resources for the fiscal year
 7 21 beginning July 1, 2007, and ending June 30, 2008, the
 7 22 following amount, or so much thereof as is necessary, to be
 7 23 used for the purpose designated:
 7 24 For purposes of administering and enforcing the state
 7 25 snowmobile program:
 7 26 \$ 100,000
 7 27 Sec. 18. UNASSIGNED REVENUE FUND == UNDERGROUND STORAGE
 7 28 TANK SECTION EXPENSES. There is appropriated from the
 7 29 unassigned revenue fund administered by the Iowa comprehensive
 7 30 underground storage tank fund board, to the department of
 7 31 natural resources for the fiscal year beginning July 1, 2007,
 7 32 and ending June 30, 2008, the following amount, or so much
 7 33 thereof as is necessary, to be used for the purpose
 7 34 designated:
 7 35 For purposes of paying for administration expenses of the
 8 1 department's underground storage tank section:
 8 2 \$ 200,000
 8 3 Sec. 19. STORMWATER DISCHARGE PERMIT FEES == SUPPORT FOR
 8 4 SPECIAL PURPOSES. Notwithstanding any contrary provision of
 8 5 state law, for the fiscal year beginning July 1, 2006, and
 8 6 ending June 30, 2007, the department of natural resources may
 8 7 use additional moneys available to the department collected
 8 8 from storm water discharge permit fees as provided in section
 8 9 455B.103A or 455B.197 for the staffing of the following
 8 10 additional full-time equivalent positions for the purposes
 8 11 designated:
 8 12 1. For purposes of reducing the department's floodplain
 8 13 permit backlog:
 8 14 FTEs 2.00
 8 15 2. For purposes of implementing the federal total maximum
 8 16 daily load program:
 8 17 FTEs 2.00
 8 18 DIVISION III
 8 19 IOWA STATE UNIVERSITY
 8 20 Sec. 20. AGRICULTURAL REMEDIATION FUND == OPEN FEEDLOT
 8 21 WATER QUALITY RESEARCH PROJECT. There is appropriated from
 8 22 the agrichemical remediation fund created in section 161.7 to
 8 23 the Iowa state university of science and technology for the
 8 24 fiscal year beginning July 1, 2007, and ending June 30, 2008,
 8 25 the following amount, or so much thereof as is necessary, to
 8 26 be used for the purposes designated:
 8 27 For purposes of supporting a water quality research project
 8 28 which studies the effectiveness of alternative technologies
 8 29 used to reduce risks to water quality from effluent
 8 30 originating from open feedlots which house beef cattle:
 8 31 \$ 50,000
 8 32 In conducting the project, Iowa state university shall
 8 33 cooperate with the Iowa cattlemen's association, the
 8 34 department of natural resources, the department of agriculture
 8 35 and land stewardship, and the United States department of
 9 1 agriculture natural resource conservation service.
 9 2 Sec. 21. VETERINARY DIAGNOSTIC LABORATORY.
 9 3 1. There is appropriated from the general fund of the
 9 4 state to Iowa state university of science and technology for
 9 5 the fiscal year beginning July 1, 2007, and ending June 30,
 9 6 2008, the following amount, or so much thereof as is
 9 7 necessary, to be used for the purposes designated:
 9 8 For purposes of supporting the college of veterinary
 9 9 medicine for the operation of the veterinary diagnostic
 9 10 laboratory:
 9 11 \$ 2,000,000
 9 12 2. Iowa state university of science and technology shall
 9 13 not reduce the amount that it allocates to support the college
 9 14 of veterinary medicine from any other source due to the
 9 15 appropriation made in this section.

9 16 3. If by the end of the fiscal year, Iowa state university
9 17 of science and technology fails to allocate the moneys
9 18 appropriated in this section to the college of veterinary
9 19 science in accordance with this section, the moneys
9 20 appropriated in this section for that fiscal year shall revert
9 21 to the general fund of the state.

9 22 Sec. 22. VETERINARY DIAGNOSTIC LABORATORY == FUTURE YEARS.
9 23 It is the intent of the general assembly that a future general
9 24 assembly appropriate moneys to Iowa state university of
9 25 science and technology for the designated fiscal years, or so
9 26 much thereof as is necessary, to be used for the purposes
9 27 designated:

9 28 For purposes of supporting the college of veterinary
9 29 medicine for the operation of the veterinary diagnostic
9 30 laboratory:

9 31 1. FY 2008=2009..... \$ 3,000,000
9 32 2. FY 2009=2010..... \$ 4,000,000

9 33 DIVISION IV

9 34 ENVIRONMENT FIRST FUND

9 35 Sec. 23. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP.

10 1 There is appropriated from the environment first fund created
10 2 in section 8.57A to the department of agriculture and land
10 3 stewardship for the fiscal year beginning July 1, 2007, and
10 4 ending June 30, 2008, the following amounts, or so much
10 5 thereof as is necessary, to be used for the purposes
10 6 designated:

10 7 1. a. For the conservation reserve enhancement program
10 8 (CREP) to restore and construct wetlands for the purposes of
10 9 intercepting tile line runoff, reducing nutrient loss,
10 10 improving water quality, and enhancing agricultural production
10 11 practices:

10 12 \$ 1,500,000
10 13 b. Not more than 5 percent of the moneys appropriated in
10 14 paragraph "a" may be used for costs of administration and
10 15 implementation of soil and water conservation practices.

10 16 2. a. For continuation of a program that provides
10 17 multiobjective resource protections for flood control, water
10 18 quality, erosion control, and natural resource conservation:
10 19 \$ 2,550,000

10 20 b. Not more than 5 percent of the moneys appropriated in
10 21 paragraph "a" may be used for costs of administration and
10 22 implementation of soil and water conservation practices.

10 23 3. a. For continuation of a statewide voluntary farm
10 24 management demonstration program to demonstrate the
10 25 effectiveness and adaptability of emerging practices in
10 26 agronomy that protect water resources and provide other
10 27 environmental benefits:

10 28 \$ 850,000
10 29 b. Not more than 5 percent of the moneys appropriated in
10 30 paragraph "a" may be used for costs of administration and
10 31 implementation of soil and water conservation practices.

10 32 c. Of the amount appropriated in paragraph "a", \$400,000
10 33 shall be allocated to the Iowa soybean association's
10 34 agriculture and environment performance program.

10 35 4. a. For deposit in the agricultural drainage well water
11 1 quality assistance fund created in section 460.303 to be used
11 2 for purposes of supporting the agricultural drainage well
11 3 water quality assistance program as provided in section
11 4 460.304:

11 5 \$ 1,500,000
11 6 b. Not more than 5 percent of the moneys appropriated in
11 7 paragraph "a" may be used for costs of administration and
11 8 implementation of soil and water conservation practices.

11 9 5. a. For use by the soil conservation division, to
11 10 provide financial assistance for the establishment of
11 11 permanent soil and water conservation practices:

11 12 \$ 7,000,000
11 13 b. Not more than 5 percent of the moneys appropriated in
11 14 paragraph "a" may be allocated for cost-sharing to abate
11 15 complaints filed under section 161A.47.

11 16 c. Of the moneys appropriated in paragraph "a", 5 percent
11 17 shall be allocated for financial incentives to establish
11 18 practices to protect watersheds above publicly owned lakes of
11 19 the state from soil erosion and sediment as provided in
11 20 section 161A.73.

11 21 d. Not more than 30 percent of a soil and water
11 22 conservation district's allocation of moneys as financial
11 23 incentives may be provided for the purpose of establishing
11 24 management practices to control soil erosion on land that is
11 25 row-cropped, including but not limited to no-till planting,
11 26 ridge-till planting, contouring, and contour strip-cropping as

11 27 provided in section 161A.73.

11 28 e. The state soil conservation committee created in

11 29 section 161A.4 may allocate moneys appropriated in paragraph

11 30 "a" to conduct research and demonstration projects to promote

11 31 conservation tillage and nonpoint source pollution control

11 32 practices.

11 33 f. The allocation of moneys as financial incentives as

11 34 provided in section 161A.73 may be used in combination with

11 35 moneys allocated by the department of natural resources.

12 1 g. Not more than 10 percent of the moneys appropriated in

12 2 paragraph "a" may be used for costs of administration and

12 3 implementation of soil and water conservation practices.

12 4 6. a. To encourage and assist farmers in enrolling in and

12 5 the implementation of federal conservation programs and to

12 6 work with them to enhance their revegetation efforts to

12 7 improve water quality and habitat:

12 8 \$ 1,500,000

12 9 b. Not more than 5 percent of the moneys appropriated in

12 10 paragraph "a" may be used for costs of administration and

12 11 implementation of soil and water conservation practices.

12 12 7. a. For deposit in the loess hills development and

12 13 conservation fund created in section 161D.2:

12 14 \$ 600,000

12 15 b. (1) Of the amount appropriated in paragraph "a",

12 16 \$400,000 shall be allocated to the fund's hungry canyons

12 17 account.

12 18 (2) Not more than 10 percent of the moneys allocated to

12 19 the hungry canyons account as provided in subparagraph (1) may

12 20 be used for administrative costs.

12 21 c. (1) Of the amount appropriated in paragraph "a",

12 22 \$200,000 shall be allocated to the fund's loess hills alliance

12 23 account.

12 24 (2) Not more than 10 percent of the moneys allocated to

12 25 the loess hills alliance account as provided in subparagraph

12 26 (1) may be used for administrative costs.

12 27 8. a. For deposit in the southern Iowa development and

12 28 conservation fund created in section 161D.12:

12 29 \$ 300,000

12 30 b. Not more than 5 percent of the moneys appropriated in

12 31 paragraph "a" may be used for administrative costs.

12 32 Sec. 24. DEPARTMENT OF ECONOMIC DEVELOPMENT. There is

12 33 appropriated from the environment first fund created in

12 34 section 8.57A to the department of economic development for

12 35 the fiscal year beginning July 1, 2007, and ending June 30,

13 1 2008, the following amount, or so much thereof as is

13 2 necessary, to be used for the purposes designated:

13 3 For deposit in the brownfield redevelopment fund created in

13 4 section 15.293 to provide financial and technical assistance

13 5 under the brownfield redevelopment program as provided in

13 6 section 15.292:

13 7 \$ 500,000

13 8 Sec. 25. DEPARTMENT OF NATURAL RESOURCES. There is

13 9 appropriated from the environment first fund created in

13 10 section 8.57A to the department of natural resources for the

13 11 fiscal year beginning July 1, 2007, and ending June 30, 2008,

13 12 the following amounts, or so much thereof as is necessary, to

13 13 be used for the purposes designated:

13 14 1. For statewide coordination of volunteer efforts under

13 15 the water quality and keepers of the land programs:

13 16 \$ 100,000

13 17 2. For regular maintenance of state parks and staff time

13 18 associated with these activities:

13 19 \$ 2,490,000

13 20 3. To provide local watershed managers with geographic

13 21 information system data for their use in developing,

13 22 monitoring, and displaying results of their watershed work:

13 23 \$ 195,000

13 24 4. For continuing the establishment and operation of water

13 25 quality monitoring stations:

13 26 \$ 2,955,000

13 27 5. For deposit in the public water supply system account

13 28 of the water quality protection fund created in section

13 29 455B.183A:

13 30 \$ 500,000

13 31 6. a. For the regulation of animal feeding operations,

13 32 including as provided for in chapters 459 and 459A:

13 33 \$ 400,000

13 34 b. For full-time personnel to conduct air quality

13 35 monitoring associated with animal feeding operations under

14 1 section 459.207, which may include but is not limited to

14 2 staffing required to perform field monitoring and laboratory

14 3 functions, including salaries, support, maintenance, and
14 4 miscellaneous purposes:
14 5 \$ 235,000
14 6 c. For the development of an electronic system, including
14 7 databases required for the processing of documents including
14 8 permit applications and manure management plans, associated
14 9 with the regulation of confinement feeding operations as
14 10 provided in section 459.302:

14 11 \$ 50,000
14 12 7. For the abatement, control, and prevention of ambient
14 13 air pollution in this state, including measures as necessary
14 14 to assure attainment and maintenance of ambient air quality
14 15 standards from particulate matter:
14 16 \$ 325,000

14 17 8. For regulating water quantity from surface and
14 18 subsurface sources by providing for the allocation and use of
14 19 water resources, the protection and management of water
14 20 resources, and the preclusion of conflicts among users of
14 21 water resources, including as provided in chapter 455B,
14 22 division III, part 4:
14 23 \$ 500,000

14 24 9. a. For resource conservation and development
14 25 associated with the development of projects relating to
14 26 natural resource-based business opportunities:
14 27 \$ 300,000

14 28 b. Local resource conservation and development groups
14 29 sponsored by county governments or sponsored by soil and water
14 30 conservation districts shall be eligible to receive moneys
14 31 appropriated in paragraph "a" on the condition that such
14 32 groups receive the moneys on a dollar-for-dollar matching
14 33 basis.

14 34 Sec. 26. IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND.
14 35 Notwithstanding the amount of the standing appropriation from
15 1 the general fund of the state to the Iowa resources
15 2 enhancement and protection fund as provided in section
15 3 455A.18, there is appropriated from the environment first fund
15 4 created in section 8.57A to the Iowa resources enhancement and
15 5 protection fund, in lieu of the appropriation made in section
15 6 455A.18, for the fiscal year beginning July 1, 2007, and
15 7 ending June 30, 2008, the following amount, to be allocated as
15 8 provided in section 455A.19:
15 9 \$ 15,500,000

15 10 Sec. 27. REVERSION.
15 11 1. Except as provided in subsection 2, and notwithstanding
15 12 section 8.33, moneys appropriated for the fiscal year
15 13 beginning July 1, 2007, in this division of this Act that
15 14 remain unencumbered or unobligated at the close of the fiscal
15 15 year shall not revert but shall remain available for the
15 16 purposes designated until the close of the fiscal year
15 17 beginning July 1, 2008, or until the project for which the
15 18 appropriation was made is completed, whichever is earlier.

15 19 2. Notwithstanding section 8.33, moneys appropriated in
15 20 this division of this Act to the department of agriculture and
15 21 land stewardship to provide financial assistance for the
15 22 establishment of permanent soil and water conservation
15 23 practices that remain unencumbered or unobligated at the close
15 24 of the fiscal year shall not revert but shall remain available
15 25 for expenditure for the purposes designated until the close of
15 26 the fiscal year beginning July 1, 2010.

15 27 DIVISION V
15 28 CODE LANGUAGE == EMERGENCY PLANNING

15 29 Sec. 28. Section 30.5, subsection 2, Code 2007, is amended
15 30 to read as follows:

15 31 2. The commission may enter into agreements pursuant to
15 32 chapter 28E to accomplish any duty imposed upon the commission
15 33 by the Emergency Planning and Community Right-to-know Act, but
15 34 the commission shall not compensate any governmental unit for
15 35 the performance of duties pursuant to such an agreement.
16 1 Funding for administering the duties of the commission under
16 2 sections 30.7, 30.8, and 30.9 shall be included in the budgets
16 3 of ~~the department of workforce development~~, the department of
16 4 natural resources, and the department of public defense,
16 5 ~~respectively.~~

16 6 Sec. 29. Section 30.7, Code 2007, is amended to read as
16 7 follows:

16 8 30.7 DUTIES TO BE ALLOCATED TO DEPARTMENT OF ~~WORKFORCE~~
16 9 ~~DEVELOPMENT~~ NATURAL RESOURCES == EMERGENCY AND HAZARDOUS
16 10 CHEMICALS.

16 11 Agreements negotiated by the commission and the department
16 12 of ~~workforce development~~ natural resources shall provide for
16 13 the allocation of duties to the department of ~~workforce~~

~~16 14 development natural resources~~ as follows:

16 15 1. Material safety data sheets or a list for chemicals
16 16 required to be submitted to the commission under section 311
16 17 of the Emergency Planning and Community Right-to-know Act, 42
16 18 U.S.C. } 11021, shall be submitted to the department of
16 19 ~~workforce development natural resources~~. Submission to that
16 20 department constitutes compliance with the requirement for
16 21 notification to the commission.

16 22 2. Emergency and hazardous chemical inventory forms
16 23 required to be submitted to the commission under section 312
16 24 of the Emergency Planning and Community Right-to-know Act, 42
16 25 U.S.C. } 11022, shall be submitted to the department of
16 26 ~~workforce development natural resources~~. Submission to that
16 27 department constitutes compliance with the requirement for
16 28 notification to the commission.

16 29 3. The department of ~~workforce development natural~~
16 30 ~~resources~~ shall advise the commission of the failure of any
16 31 facility owner or operator to submit information as required
16 32 under sections 311 and 312 of the Emergency Planning and
16 33 Community Right-to-know Act, 42 U.S.C. } 11021 and 11022.

16 34 4. The department of ~~workforce development natural~~
16 35 ~~resources~~ shall make available to the public upon request
17 1 during normal working hours the information forms in its
17 2 possession pursuant to sections 312 and 324 of the Emergency
17 3 Planning and Community Right-to-know Act, 42 U.S.C. } 11022
17 4 and 11044.

17 5 5. The department of ~~workforce development natural~~
17 6 ~~resources~~ shall compile data or information from the emergency
17 7 and hazardous chemical inventory forms required to be
17 8 submitted to the commission under section 312 of the Emergency
17 9 Planning and Community Right-to-know Act, 42 U.S.C. } 11022.

17 10 Sec. 30. Section 84A.5, subsection 3, Code 2007, is
17 11 amended to read as follows:

17 12 3. The division of labor services is responsible for the
17 13 administration of the laws of this state under chapters 88,
17 14 88A, 88B, 89, 89A, 89B, 90A, 91, 91A, 91C, 91D, 91E, 92, and
17 15 94A, and ~~sections 30.7 and section~~ 85.68. The executive head
17 16 of the division is the labor commissioner, appointed pursuant
17 17 to section 91.2.

17 18 Sec. 31. Section 91.4, subsection 5, Code 2007, is amended
17 19 to read as follows:

17 20 5. The director of the department of workforce
17 21 development, in consultation with the labor commissioner,
17 22 shall, at the time provided by law, make an annual report to
17 23 the governor setting forth in appropriate form the business
17 24 and expense of the division of labor services for the
17 25 preceding year, the number of disputes or violations processed
17 26 by the division and the disposition of the disputes or
17 27 violations, and other matters pertaining to the division which
17 28 are of public interest, together with recommendations for
17 29 change or amendment of the laws in this chapter and chapters
17 30 88, 88A, 88B, 89, 89A, 89B, 90A, 91A, 91C, 91D, 91E, 92, and
17 31 94A, and ~~sections 30.7 and section~~ 85.68, and the
17 32 recommendations, if any, shall be transmitted by the governor
17 33 to the first general assembly in session after the report is
17 34 filed.

17 35 DIVISION VI
18 1 CODE LANGUAGE == LOESS HILLS DEVELOPMENT AND
18 2 CONSERVATION AUTHORITY

18 3 Sec. 32. Section 161D.1, subsection 1, Code 2007, is
18 4 amended to read as follows:

18 5 1. A loess hills development and conservation authority is
18 6 created. The counties of Adams, Adair, Audubon, Carroll,
18 7 Cass, Cherokee, Crawford, Fremont, Guthrie, Harrison, Ida,
18 8 Lyon, Mills, Monona, Montgomery, Page, Plymouth,
18 9 Pottawattamie, Sac, Shelby, Sioux, Plymouth, Cherokee, Taylor,
18 10 and Woodbury, Ida, Sac, Monona, Crawford, Carroll, Harrison,
18 11 Shelby, Audubon, Pottawattamie, Cass, Adair, Mills,
18 12 Montgomery, Adams, Fremont, Page, and Taylor are entitled to

18 13 one voting member each on the authority, but membership or
18 14 participation in projects of the authority is not required.
18 15 Each member of the authority shall be appointed by the
18 16 respective board of supervisors for a term to be determined by
18 17 each board of supervisors, but the term shall not be for less
18 18 than one year. An appointee shall serve without compensation,
18 19 but an appointee may be reimbursed for actual expenses
18 20 incurred while performing the duties of the authority as
18 21 determined by each board of supervisors. The authority shall
18 22 meet, organize, and adopt rules of procedures as deemed
18 23 necessary to carry out its duties. The authority may appoint
18 24 working committees that include other individuals in addition

18 25 to voting members.

18 26 DIVISION VII

18 27 CODE LANGUAGE == MARINE FUEL TAX FUND

18 28 Sec. 33. Section 452A.79A, subsection 1, as enacted by
18 29 2006 Iowa Acts, chapter 1179, section 60, is amended to read
18 30 as follows:

18 31 1. A marine fuel tax fund is created under the authority
18 32 of the department of natural resources.

18 33 a. The fund shall consist of all revenues derived from the
18 34 excise tax on the sale of motor fuel used in watercraft as
18 35 provided in section 452A.84 and other moneys appropriated to
19 1 the fund.

19 2 b. Notwithstanding section 12C.7, subsection 2, interest
19 3 or earnings on moneys in the fund shall be credited to the
19 4 fund. Notwithstanding section 8.33, any moneys credited to
19 5 the fund from another fund shall not revert to the fund from
19 6 which appropriated at the close of a fiscal year.

19 7 Sec. 34. Section 452A.79A, subsection 2, unnumbered
19 8 paragraph 1, as enacted by 2006 Iowa Acts, chapter 1179,
19 9 section 60, is amended to read as follows:

19 10 Moneys in the marine fuel tax fund in a fiscal year shall
19 11 be used as appropriated by the general assembly are
19 12 appropriated to the department of natural resources for use by
19 13 the department of natural resources in its recreational
19 14 boating program, which may include but is not limited to any
19 15 of the following:

19 16 DIVISION VIII

19 17 CODE LANGUAGE

19 18 DEPARTMENT OF NATURAL RESOURCES

19 19 LICENSE PLATES

19 20 Sec. 35. Section 321.19, subsection 1, unnumbered
19 21 paragraph 2, Code 2007, is amended to read as follows:

19 22 1A. The department shall furnish, on application, free of
19 23 charge, distinguishing plates for vehicles thus exempted,
19 24 which plates except plates on state patrol vehicles shall bear
19 25 the word "official" and the department shall keep a separate
19 26 record. Registration plates issued for state patrol vehicles,
19 27 except unmarked patrol vehicles, shall bear two red stars on a
19 28 yellow background, one before and one following the
19 29 registration number on the plate, which registration number
19 30 shall be the officer's badge number. Registration plates
19 31 issued for department of natural resources vehicles shall be
19 32 of the same design as the natural resources plates issued
19 33 pursuant to section 321.34, subsection 11. The registration
19 34 number on the plates for vehicles of peace officers within the
19 35 department of natural resources, except for unmarked patrol
20 1 vehicles, shall be the peace officer's radio call number.

20 2 Registration plates issued for county sheriff's patrol
20 3 vehicles shall display one seven-pointed gold star followed by
20 4 the letter "S" and the call number of the vehicle. However,
20 5 the director of the department of administrative services or
20 6 the director of transportation may order the issuance of
20 7 regular registration plates for any exempted vehicle used by
20 8 peace officers in the enforcement of the law, persons
20 9 enforcing chapter 124 and other laws relating to controlled
20 10 substances, persons in the department of justice, the
20 11 alcoholic beverages division of the department of commerce,
20 12 disease investigators of the Iowa department of public health,
20 13 the department of inspections and appeals, and the department
20 14 of revenue, who are regularly assigned to conduct
20 15 investigations which cannot reasonably be conducted with a
20 16 vehicle displaying "official" state registration plates,
20 17 persons in the Iowa lottery authority whose regularly assigned
20 18 duties relating to security or the carrying of lottery tickets
20 19 cannot reasonably be conducted with a vehicle displaying
20 20 "official" registration plates, persons in the department of
20 21 economic development who are regularly assigned duties
20 22 relating to existing industry expansion or business
20 23 attraction, and mental health professionals or health care
20 24 professionals who provide off-site or in-home medical or
20 25 mental health services to clients of publicly funded programs.
20 26 For purposes of sale of exempted vehicles, the exempted
20 27 governmental body, upon the sale of the exempted vehicle, may
20 28 issue for in-transit purposes a pasteboard card bearing the
20 29 words "Vehicle in Transit", the name of the official body from
20 30 which the vehicle was purchased, together with the date of the
20 31 purchase plainly marked in at least one-inch letters, and
20 32 other information required by the department. The in-transit
20 33 card is valid for use only within forty-eight hours after the
20 34 purchase date as indicated on the bill of sale which shall be
20 35 carried by the driver.

EXPLANATION

21 1
21 2 GENERAL. This bill relates to agriculture and natural
21 3 resources by making appropriations for the 2007=2008 fiscal
21 4 year to support related entities, including the department of
21 5 agriculture and land stewardship, the department of natural
21 6 resources, the department of economic development, and Iowa
21 7 state university.

21 8 The bill appropriates moneys to the department of
21 9 agriculture and land stewardship and the department of natural
21 10 resources. The appropriations are made to support those
21 11 departments for administration, regulation, and programs. The
21 12 bill also provides moneys to support specific programs or
21 13 projects administered by those departments. The bill
21 14 appropriates moneys from a number of sources, including the
21 15 general fund of the state, the state fish and game protection
21 16 fund, and the groundwater protection fund.

21 17 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP. For the
21 18 department of agriculture and land stewardship, moneys are
21 19 appropriated in order to support its divisions.

21 20 The bill appropriates moneys from the general fund to
21 21 support animal husbandry including for the administration of
21 22 the chronic wasting disease program, horse and dog racing,
21 23 dairy products control, and avian influenza control. The bill
21 24 supports programs for plant protection and crop production,
21 25 including apiary law, and the control of pests. The bill also
21 26 appropriates moneys to reimburse commissioners of soil and
21 27 water conservation districts for expenses. The bill provides
21 28 for food marketing and security. It provides for a senior
21 29 farmers market nutrition program. It also provides for an
21 30 emergency veterinarian rapid response program, and the
21 31 regulation of organic agricultural products.

21 32 DEPARTMENT OF NATURAL RESOURCES. For the department of
21 33 natural resources, moneys are appropriated from the general
21 34 fund in order to support its divisions.

21 35 The bill makes appropriations from other funds. The bill
22 1 appropriates moneys to the department of natural resources
22 2 from the state fish and game protection fund to support
22 3 programs related to fish and wildlife. The bill appropriates
22 4 moneys from the groundwater protection fund to support
22 5 groundwater quality. The bill appropriates moneys from the
22 6 national pollutant discharge elimination system permit fund to
22 7 the department of natural resources for processing permit
22 8 applications.

22 9 The bill includes miscellaneous provisions. The bill
22 10 transfers moneys from the snowmobile fund to the fish and game
22 11 protection fund for snowmobile programs. An appropriation is
22 12 made from the unassigned revenue fund administered by the Iowa
22 13 comprehensive underground storage tank fund board to the
22 14 department of natural resources for administration and
22 15 expenses of the underground storage tank section.

22 16 The bill provides that the department of natural resources
22 17 may use additional funds for staffing to reduce the
22 18 department's floodplain permit backlog and implementing the
22 19 federal maximum daily load program.

22 20 IOWA STATE UNIVERSITY. The bill appropriates moneys to
22 21 Iowa state university from the agricultural remediation fund
22 22 to continue a project to perform water quality research to
22 23 determine methods to reduce risks to water quality associated
22 24 with open feedlot runoff and from the general fund of the
22 25 state for the operation of the veterinary diagnostic
22 26 laboratory. It includes provisions expressing legislative
22 27 intent for future appropriations.

22 28 ENVIRONMENT FIRST FUND. The bill appropriates funding from
22 29 the environment first fund to the departments of agriculture
22 30 and land stewardship, economic development, and natural
22 31 resources to support a number of programs and projects. The
22 32 bill appropriates moneys from the environment first fund to
22 33 the resources enhancement and protection fund in lieu of the
22 34 \$20 million appropriated by statute from the general fund of
22 35 the state.

23 1 EMERGENCY PLANNING. The bill amends Code chapter 30 to
23 2 transfer authority and duties associated with the federal
23 3 Emergency Planning and Community Right-to-know Act, relating
23 4 to emergency and hazardous chemicals and recordkeeping, from
23 5 the department of workforce development to the department of
23 6 natural resources.

23 7 The bill amends Code section 161D.1 to add Guthrie county
23 8 to the counties who are members of the loess hills development
23 9 and conservation authority and to place the counties in
23 10 alphabetical order.

23 11 MARINE FUEL TAX FUND. The bill amends Code section

23 12 452A.79A as enacted by the general assembly in 2006 (2006 Iowa
23 13 Acts, chapter 1179, section 60) which creates a marine fuel
23 14 tax fund under the authority of the department of natural
23 15 resources. The fund consists of revenues derived from the
23 16 excise tax on the sale of motor fuel used in watercraft. The
23 17 bill provides that the marine fuel tax fund is a trust fund
23 18 with a standing appropriation for use by the department
23 19 without an annual appropriation made by the general assembly.
23 20 DEPARTMENT OF NATURAL RESOURCES REGISTRATION PLATES. The
23 21 bill amends Code section 321.19 to provide for the issuance of
23 22 special registration plates for vehicles belonging to the
23 23 department of natural resources.
23 24 LSB 1127SV 82
23 25 da:jp/je/5